

***HIGHLIGHTS***  
**INDIANA PUBLIC DEFENDER COMMISSION**  
**MEETING: September 24, 2008**

1. **Approval of Minutes from 6/25/08 Meeting.**  
*Minutes approved.*
2. **Annual Report 2007-2008.**  
*Report Approved.*
3. **Approval of Thirteenth Annual Federal Habeas Corpus Seminar for CR24.**  
*Seminar for CR24 approved.*
4. **Report on Counties Receiving 90-Day Notice in 2007.**  
*Commission will suspend payment of reimbursement for counties not moving toward substantial compliance.*
5. **Report on Counties Receiving 90-Day Notice in 2008.**  
*Four out of five counties presented acceptable plan and timetable for achieving compliance with Commission Standards. One county will have reimbursements suspended until the county council approves a public defender budget that will cure the non-compliance issues.*
6. **Financial Status of Public Defense Fund.**
  - (a) Budget Flow, including 9/24/08 Requests.
  - (b) AMENDED Budget Narrative 2008-2009 Biennium.
7. **Requests for 50% Reimbursement in Capital Cases.**  
*Two requests were reduced due to unrelated public defense expenses or untimely submission.*
8. **Requests for 40% Reimbursement in Non-Capital Cases.**  
*Counties of Henry, Jasper, Montgomery and Steuben must show an approved budget that will cure non-compliance issues before receiving 2<sup>nd</sup> quarter reimbursement.*
9. **Other Matters:**
  - (a) **Counting Appeals Cases; Trial/Sentencing Appeals.**  
*Staff counsel discussed time studies by the counties of Allen, Howard, Lake, Marion and St. Joseph on trial appeals and guilty plea appeals. All five counties reported that the ratio of time spent on guilty plea appeals and trial appeals was either 2:1 or 3:1.*

**(b) Amending Non-Capital Guidelines.**

*Under Standard J Caseloads of Counsel, guideline at 06/08/95 was eliminated; guideline at 12/16/04 was amended to a 9/24/08 guideline by eliminating paragraph number 4. This will clear confusion regarding joint and severed cases/counts for a defendant.*

**(c) Amending Standard J.**

*Standard J was amended to reflect the changes to Appeals by creating two categories of appeal – trial and guilty plea, and the value of the maximum allowable caseload in a 12-month period for each category.*

**(d) Indiana Public Defender Council – Larry Landis.**

*Mr. Landis reported on the lobbying the Legislature to funding the entire state public defense costs, or having the state take over the costs of chief and assistant chief public defender salaries; or allowing reimbursement from the public defense fund for all types of cases (criminal and civil) where a public defender is appointed by the court.*